THE HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.No. 22333 of 2006

22-11-2006

Between:-

G. Narsamma

Petitioner

And

The Superintendent of Police, Chittoor and three others.

Respondents

THE HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.No.22333 of 2006

Oral order:

The petitioner's grievance as to the non-registration of his complaint dated 22-09-2006, which discloses commission of cognizable offences, no longer subsists as the complaint has been registered as crime No. 163 of 2006, though after a considerable delay, on 04-11-2006. For the failure of the 4th respondent, the Sub-inspector of Police, Piler, Chittoor district, to register the complaint dated 22-09-2006 up to 04-11-2006, which *prima facie* constitutes a gross dereliction of duty and misconduct, the first respondent-Superintendent of Police, Chitoor has called for an explanation from the 4th respondent on 15-11-2006.

The first respondent also did not consider the abdication of statutory responsibility and fidelity to the Code of Criminal Procedure, 1973 by the 4th respondent, as misconduct till this court called upon the first respondent to file a counter affidavit as to why action was not taken for failure to register the complaint. Apparently, the first and fourth respondents share an equal 'regard' for the Law and fraternity overbears fidelity to law. Judicial review is not a pragmatic remedy for such executive malignancy. As the petitioner's grievance has now been remedied, no further proceedings are however warranted. The writ petition is dismissed. No costs.

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GODA RAGHURAM, J

Dated: 22-11-2006

Pvks/*

Nb: A copy of this order be communicated to the Home Secretary to the Government of Andhra Pradesh, Secretariat, Hyderabad for information and appropriate administrative action.
B/o
pvks/*